GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department — Guntur Municipal Corporation -- Allegations of irregularities and misuse of official position and corruption against concerned officials of Guntur Municipal Corporation - Disciplinary Proceedings initiated against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation under Rule-20 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991 - Inquiry conducted – Imposing a penalty of " withholding of 2.5% pension permanently " – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.653 **Dated.21.08.2024.**

Read the following:

1. From the DG, ACB, Lr.Rc.No 06 /RE-VGT/2013-S,17, dt.16.07.2014.
2. From D.G.,ACB, A.P., Hyd Lr.Rc.Nos.06/RE-VGT/2013-S.17, dt. .09.2014.
3. G.O.Rt.No.827, M.A. & U.D. Dept., dated 27.10.2014.
4. From the G.A. (COI-R) Dept., U.O.Note No.15/COI-R/2018, dated.27.03.2019.
5. G.O.Rt.No.349, MA&UD (Vig.II) Dept., dt.13.05.2019.
6. Inquiry Report received from COI, AP, Hyderabad in D.O.Lr.No.78/COI-JS/2019, dt.18.10.2021.
7. Govt. Memo.No.11422/Vig.II/2014, dated 24.02.2022.
8. Written representation of Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), dated:nil.
9. Show cause Notice issued to Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), vide Govt.Memo.No.11422/Vig.II/2014/A2(E-42810)-2, dated 25.03.2024.
10. Written Explanation of Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired) , dated.04.04.2024 received through the ENC-PH, AP, Tadepalli, Letter No.600/GMC/Vig.II/CS2/V&E/2014, dated 24.04.2024.

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O R D E R:-

Whereas in the reference 1st read above, the Director General, ACB, A.P., submitted a Regular Enquiry Report on the allegations of irregularities and misuse of official position and corruption etc., against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), and others of Guntur Municipal Corporation and requested to take departmental action against concerned officials of Municipal Corporation, Guntur.

2. In the reference 3rd read above Article of Charges were framed against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation and directed him to submit written statement of defence under Rule 20 of APCS(CCA) Rules, 1991. After following due procedure, Government vide reference 5th read above, appointed Sri J.Satyanarayana, IPS (Retd.), COI., as an Inquiry Officer to inquire into the charges framed against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), and others of Guntur Municipal Corporation.

3. The Inquiry Authority conducted inquiry into the charges framed against the said charged officer (CO-19) and submitted his report, vide reference 6th read above. The Inquiry Authority stated that on concluding the proceedings the Inquiring Authority

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observed that certain procedural irregularities were committed by the Charged Officer while making purchases of certain items such as tyres etc., to the Municipal Corporation, Guntur. Therefore, the Inquiring Authority concluded that the one (1) charge framed against him is held proved.

4. In the reference 7th read above, Government have accepted the findings of the Inquiry Officer and communicated a copy of inquiry report to the charged officer Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired) and others of Guntur Municipal Corporation with a direction to submit his written representation if any, on the findings of the Inquiry Officer in terms of Rule 21 (2) of APCS (CCA) Rules, 1991. The charged officer, in his written representation in the reference 8th cited, stated that the conclusion of the report by the Inquiring Authority regarding said charge is totally baseless, imaginary and false and requested to exonerate him from the charge.

5. Government have examined the written representation of the Charged Officer keeping in view the findings of Inquiry Authority and found that there were procedural irregularities committed by him while making purchases of certain items such as tyres etc., and as such the written representation is not convincing. After careful examination of the matter, Government have provisionally decided to impose a penalty of "withholding of 2.5% pension permanently " against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation, in terms of Rule-9 of AP Revised Pension Rules, 1980.

6. In the reference 9th read above, a show cause notice has been issued to the charged officer Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation, as to why the said penalty mentioned at para-5 above, shall not be imposed on him. In the reference 10th read above, the charged officer has submitted his explanation and stated that the Inquiry Authority desperately concluded that the Charge is held proved without any kind of evidence duly ignoring the evidences and requested to consider the facts and suitable action may be taken in imposing of penalty against him since the Inquiry Authority's conclusion report was without any evidence and to drop further action against him and thereby impart justice to him.

7. Government after examination of the matter, keeping in view of the findings of Inquiry Authority and written representation of the C.O., have decided to confirm the proposed penalty of " withholding of 2.5% pension permanently against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation, as the Inquiring Authority reported that the one Charge framed against him is proved and his written representation in the reference 10th cited is nothing but the reiteration of contents of his earlier written representation on the findings of the Inquiring Authority and no new grounds were raised by him for consideration.

8. Accordingly, the Government hereby impose a penalty of " withholding of 2.5% pension permanently against Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired), Guntur Municipal Corporation, under Rule 9 of A.P. Revised Pension Rules, 1980.

9. The Engineer-in-Chief, Public Health, A.P., Tadepalli, shall take necessary further action in the matter accordingly.

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10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL KUMAR SINGHAL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri T.Lakshmana Murthy, the then Assistant Engineer (now Retired),
Guntur Municipal Corporation - **through** the ENC-PH, A.P., Tadepalli.
The Engineer-in-Chief, Public Health, A.P., Tadepalli.

Copy to:

The Director General, Anti- Corruption Bureau, A.P.,
Opposite PN Bus stand, Vijayawada.
The Secretary to A.P. Vigilance Commission, 5th Block,
A.P. Secretariat.
The Principal Accountant General (A&E), A.P.,
Stalin Central Mall, 7th floor, M.G. Road.,
Governor Pet, Vijayawada.
The Pay and Accounts Officer, P*lot. No. 11,*
KJ Systems Building, Near APIIC IT Park, Mangalagiri.
The P.S. to Hon'ble Minister (MA&UD).
The P.S. to Spl. C.S. to Govt., M.A. & U.D. Dept.,
SF/SCs.

//FORWARDED BY ORDER//

SECTION OFFICER.